

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

841J0539

HOUSE APPROPRIATIONS COMMITTEE ENGROSSED

NO. **HB 1218** - 02/10/2004

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Representatives Van Etten, Adelstein, Bartling, Christensen, Elliott, Frost, Glenski, Hanson, Hunhoff, Kraus, Lange, LaRue, McCoy, Michels, Miles, Peterson (Bill), Peterson (Jim), Rave, Thompson, and Weems and Senators Sutton (Duane), Brown, Dempster, Ham-Burr, Knudson, McCracken, Reedy, Schoenbeck, and Symens

1 FOR AN ACT ENTITLED, An Act to direct the expenditure of education enhancement trust
2 fund earnings and direct the Department of Health to report to the Legislature.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. The earnings form the education enhancement trust fund created in S.D. Const.,
5 Art. XII, § 6, pursuant to § 4-5-29.2, once the earnings are transferred to the general fund in
6 FY2005, are hereby directed to be spent in the following manner:

7 (1) Department of Health,

8 Tobacco Prevention Education \$1,000,000

9 (2) Unallocated amount \$13,321,513

10 \$14,321,513

11 Section 2. That § 34-46-11 be amended to read as follows:

12 34-46-11. The Department of Health shall submit an annual report to the Governor and the
13 Legislature not later than October first of each year. The annual report shall detail the progress



1 toward meeting program goals and objectives, including reporting on changes in tobacco
2 consumption, tobacco use rates, and attitudes towards tobacco, especially among children and
3 other high risk populations; the name and location of organizations receiving grant or contract
4 awards, the amount and duration of such awards and their purpose; and total program spending
5 and sources of funding for the prior fiscal year within each program area outlined in § 34-46-10.
6 The secretary shall make the report available electronically by posting such report on the
7 Department of Health's website not later than thirty days after the report is submitted to the
8 Governor and the Legislature.